



**TESTIMONY OF
THE DEPARTMENT OF THE ATTORNEY GENERAL
THIRTIETH LEGISLATURE, 2019**

ON THE FOLLOWING MEASURE:

H.B. NO. 1497, H.D. 3, RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

BEFORE THE:

SENATE COMMITTEE ON ENERGY, ECONOMIC DEVELOPMENT, AND TOURISM

DATE: Friday, March 15, 2019

TIME: 2:55 p.m.

LOCATION: State Capitol, Room 414

TESTIFIER(S): Clare E. Connors, Attorney General, or
Max Levins, Deputy Attorney General

Chair Wakai and Members of the Committee:

The Department of the Attorney General appreciates the intent of the bill and provides the following comments.

This bill establishes the Stadium Development District (District) and authorizes the Hawaii Community Development Authority (HCDA) to coordinate and approve the development of infrastructure and redevelopment of all land within the District. The bill also appropriates funds for the development of the District and authorizes HCDA and the director of finance to issue both revenue bonds and general obligation bonds for the development of the District.

With respect to the bill's development guidance policies, the wording on page 5, lines 14-15, of the bill, mandates that, in developing the District, endangered species be preserved "to the extent feasible." The protection of endangered species is comprehensively regulated by both state and federal law, and both prohibit the taking of endangered species absent a statutory exception. For instance, section 195D-4(g), Hawaii Revised Statutes, allows DLNR to authorize the "take" of endangered species as part of a habitat conservation plan, as long as "the applicant, to the maximum extent practicable," minimizes the impact. A similar standard is applied under the federal Endangered Species Act. As these standards appear to be inconsistent with the bill, we recommend that the wording on page 5, lines 14-15, be modified in the following way:

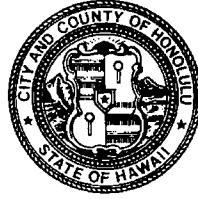
- (6) Endangered species of flora and fauna shall be preserved ~~[to the extent feasible;]~~ as required by state and federal law;

We respectfully ask the Committee to consider the recommended amendment.

DEPARTMENT OF PLANNING AND PERMITTING
CITY AND COUNTY OF HONOLULU

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KIRK CALDWELL
MAYOR



KATHY K. SOKUGAWA
ACTING DIRECTOR

TIMOTHY F. T. HIU
DEPUTY DIRECTOR

EUGENE H. TAKAHASHI
DEPUTY DIRECTOR

March 15, 2019

The Honorable Glenn Wakai, Chair
and Members of the Committee on Energy,
Economic Development and Tourism
Hawaii State Senate
Hawaii State Capitol
415 South Beretania Street
Honolulu, Hawaii 96813

Dear Chair Wakai and Committee Members:

**Subject: House Bill No. 1497, HD 3
Relating to the Hawaii Community
Development Authority**

The Department of Planning and Permitting (DPP) **supports** House Bill No. 1497, HD 3, which would establish the Stadium Development District, which includes all State property under the jurisdiction of the Stadium Authority, and that property under the jurisdiction of the Hawaii Community Development Authority (HCDA) for development purposes.

We appreciate that the Bill recognizes the City's decade of community-based planning to develop neighborhood transit-oriented development (TOD) plans and associated TOD policies and infrastructure strategies. We have worked with the Stadium Authority, other State agencies and the State Interagency TOD Council, to incorporate State goals and priorities into the Halawa Area TOD Plan, and this Bill appropriately references building upon that work and coordinating with surrounding development and infrastructure investments.

To ensure this ongoing coordination, we suggest that the DPP director be named as a voting member of the HCDA board for the Stadium Development District.

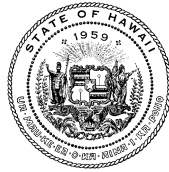
Thank you for the opportunity to testify.

Very truly yours,

A handwritten signature in black ink that reads "Kathy Sokugawa".

Kathy K. Sokugawa
Acting Director

DAVID Y. IGE
GOVERNOR



CURT T. OTAGURO
COMPTROLLER
AUDREY HIDANO
DEPUTY COMPTROLLER

STATE OF HAWAII
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES

P.O. BOX 119, HONOLULU, HAWAII 96810-0119

TESTIMONY
OF
CURT T. OTAGURO, COMPTROLLER
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
TO THE
SENATE COMMITTEE ON ENERGY, ECONOMIC DEVELOPMENT, AND TOURISM
ON
MARCH 15, 2019, 2:55 P.M.
CONFERENCE ROOM 414, STATE CAPITOL

H.B. 1497, H.D.3
RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

Chair Wakai, Vice Chair Taniguchi, and Members of the Committee, thank you for the opportunity to submit written testimony on H.B. 1497, H.D.3.

The Department of Accounting and General Services (DAGS) supports the intent of H.B. 1497, H.D. 3, to establish the stadium development district and appropriate funds. DAGS supports the optimal use of public land for the benefit of the people of Hawaii, and we defer to the Stadium Authority on specific comments.

DAGS continues to coordinate closely with the Stadium Authority and the Hawaii Community Development Authority to ensure our own planning efforts coincide with the future goals to bring benefit in the best interests of the State and its people.

Thank you for the opportunity to testify on this matter.

DAVID Y. IGE
GOVERNOR

CURT T. OTAGURO
COMPTROLLER



An Agency of the State of Hawaii

ROSS I. YAMASAKI
CHAIRMAN, STADIUM AUTHORITY

SCOTT L. CHAN
MANAGER

RYAN G. ANDREWS
DEPUTY MANAGER

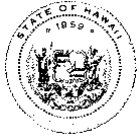
TESTIMONY
OF
SCOTT L. CHAN, MANAGER
ALOHA STADIUM
STADIUM AUTHORITY
TO THE
SENATE COMMITTEE
ON
ENERGY, ECONOMIC DEVELOPMENT, AND TOURSIM AFFAIRS
March 15, 2019
HB 1497, HD 3

RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY

Chair Wakai, Vice Chair Taniguchi, and members of the committee, thank you for the opportunity to submit testimony in support of HB 1497, HD 3.

The Stadium Authority Board and I appreciate the Legislature's commitment and support to establish a stadium development district that will pursue optimal use of public land for the benefit of the people of Hawaii, as well as the funding required to build a new stadium. We have reviewed HB 1497, HD 3 and look forward to continuing to work closely with the Hawaii Community Development Authority, the Legislature, DAGS-Public Works Division, and the Governor's Administration to comprehensively and holistically build a framework that will meet the goals, objectives, and mission of the Stadium Authority in serving the people of the State of Hawaii.

Mahalo for the opportunity to provide this testimony in support of the concept and intent of HB 1497, HD 3.



HAWAII COMMUNITY
DEVELOPMENT AUTHORITY



KAKA'IKO
KALAELOA

David Y. Ige
Governor

John Whalen
Chairperson

Aedward Los Banos
Executive Director

STATEMENT OF
AEDWARD LOS BANOS, EXECUTIVE DIRECTOR
HAWAII COMMUNITY DEVELOPMENT AUTHORITY

Before the
**SENATE COMMITTEE ON ENERGY, ECONOMIC
DEVELOPMENT, AND TOURISM**

Friday, March 15, 2019
2:55 P.M.
State Capitol, Conference Room 414

in consideration of

HB 1497, HD3
**RELATING TO THE HAWAII COMMUNITY DEVELOPMENT
AUTHORITY**

Chair Wakai, Vice Chair Taniguchi, and Members of the Committee.

The Hawaii Community Development Authority (HCDA) **supports** the intent of HB 1497, HD3. As long as it is accompanied by adequate resources to implement and administer a new district, and it is coupled with an engagement agreement from the affected county, in this case, the City and County of Honolulu.

Thank you for the opportunity to offer support of HB 1497, HD3.

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UNIVERSITY OF HAWAII SYSTEM

Legislative Testimony

Testimony Presented Before the
Senate Committee on Energy, Economic Development, and Tourism
March 15, 2019 at 2:55 p.m.

by
Kalbert K. Young
Vice President for Budget and Finance/Chief Financial Officer
University of Hawai'i System

HB 1497 HD3 – RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY

Chair Wakai, Vice Chair Taniguchi, and members of the Committee:

Thank you for the opportunity to submit testimony. The University of Hawai'i **supports** HB 1497 HD3, Relating to the Hawai'i Community Development Authority. This bill would establish the stadium development district, which would include all land under jurisdiction of the Hawai'i Stadium Authority, under the jurisdiction of the Hawai'i Community Development Authority (HCDA). This bill would also require that any State development in the district obtain a permit from the authority. Finally, this bill also appropriates general funds to HCDA to establish and develop the stadium development district as well as revenue bonds and general obligation bonds to establish the district and build a new stadium.

As the primary user and customer of the Stadium, the University supports this bill as a means to resolve the Stadium's condition.

Thank you for the opportunity to testify.

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GCA of Hawaii

GENERAL CONTRACTORS ASSOCIATION OF HAWAII

Quality People. Quality Projects.

Uploaded via Capitol Website

March 12, 2019

TO: HONORABLE SENATOR GLENN WAKAI, CHAIR, SENATOR BRIAN T. TANIGUCHI, VICE CHAIR, AND MEMBERS OF THE SENATE COMMITTEE ON ENERGY, ECONOMIC DEVELOPMENT AND TOURISM

SUBJECT: TESTIMONY IN SUPPORT OF HB1497: RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

Hearing

DATE: Friday, March 15, 2019
TIME: 2:55 p.m.
PLACE: Conference Room 414
Hawaii State Capitol

Dear Senator Glenn Wakai, Chair, Senator Brian T. Taniguchi, Vice Chair, and members of the Senate Committee on Energy, Economic Development and Tourism:

The General Contractors Association of Hawaii (GCA) is an organization comprised of over five hundred general contractors, subcontractors, and construction related firms. The GCA was established in 1932 and is the largest construction association in the State of Hawaii. The mission is to represent its members in all matters related to the construction industry, while improving the quality of construction and protecting the public interest.

GCA supports the establishment of the stadium development district, which includes all state property under the jurisdiction of the stadium authority, and places it under the jurisdiction of the Hawaii Community Development Authority (HCDA) to expedite the redevelopment of Aloha Stadium and the property around it to bring economic development to an area that is in need of renewal, renovation, and improvement.

We believe strongly that the redeveloping, renovating, or improving of these public lands in a manner that will provide suitable recreational, residential, educational, and commercial areas where the public can live, work, recreate, attend schools, and shop as part of a thoughtfully integrated experience is in the best interests of the State.

We also believe that the creation of the stadium development district under HCDA would allow for a great focus on a strategic development plan that will expedite procurement, renovation and redevelopment.

GCA supports HB1497. Thank you for the opportunity to share our support.